

Continued Examination Under 37 CFR 1.114

1. A request for continued examination under 37 CFR 1.114, including the fee set forth in 37 CFR 1.17(e), was filed in this application after final rejection. Since this application is eligible for continued examination under 37 CFR 1.114, and the fee set forth in 37 CFR 1.17(e) has been timely paid, the finality of the previous Office action has been withdrawn pursuant to 37 CFR 1.114. Applicant's submission filed on 23 November 2009 has been entered.

Response to Arguments

2. Applicant's arguments, see pages 5-10, filed 23 November 2009 with respect to 35 U.S.C. 103(a) have been fully considered and are persuasive. In view of the following Examiner's Amendment, the rejection of claims 1-4, 9-11 have been expressly withdrawn. Support for the amendments may be found at least in Figures 3, 9-10 and paragraphs [0048-0054] and [0095-0103] of the instant application. No new matter has been added.

EXAMINER'S AMENDMENT

3. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Gerald Stanton (Registration # 46008) c/o Mr. John Garrity (Registration # 60470) on 04 June 2010.

The application has been amended as follows: In the Claims:

At Claim 1, line 3; after "including" and before "computer"; insert --"non-transitory"--

At Claim 2, line 14; after "and" and before "performing"; insert --"further"--

At Claim 3, line 4; delete "seperate"; replace with --"separate"--

At Claim 3, line 5; delete the phrase "used to produce those color elements,"; replace with "used to produce the color elements of pixels,"--

At Claim 4, line 10; after "for" and before "data"; insert --"image"--

At Claim 10, line 3; delete "recognizing"; replace with --"identifying"--

At Claim 10, line 5; delete the phrase "used to produce those color elements,"; replace with "used to produce the color elements of pixels,"--

4. The following is an examiner's statement of reasons for allowance: The prior art fails to teach, suggest or disclose at least the claimed limitation as recited in independent claim 1, wherein the prior art does not perform at least one interpolation process for input image data resulting from a first interpolation process, including removing, from the input image data, at least part of an effect of the first interpolation process. Therefore, claims 1-4, 9-11 are allowable and have been renumbered as 1-7.

Conclusion

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mia M. Thomas whose telephone number is (571)270-1583. The examiner can normally be reached on Monday-Thursday 8am-5pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bhavesh M. Mehta can be reached on 571-272-7453. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Bhavesh M Mehta/
Supervisory Patent Examiner, Art Unit 2624

/Mia M Thomas/
Examiner, Art Unit 2624